



May 10, 2019

Via ECF

Hon. Denise L. Cote
United States District Court
Southern District of New York
United States Courthouse
500 Pearl Street, Room 1610
New York, NY 10017-1312

Norton Rose Fulbright US LLP
1301 Avenue of the Americas
New York, New York 10019-6022
United States

Direct line +1 212 318 3211
steve.dollar@nortonrosefulbright.com

Tel +1 212 318 3000
Fax +1 212 318 3400
nortonrosefulbright.com

Re: *Securities and Exchange Commission v. Lek Securities Corp., et al.* (17-cv-01789 (DLC))

Your Honor:

On behalf of Defendants Lek Securities Corp. and Samuel Lek (together, the “Lek Defendants”), we write to clarify the Lek Defendants’ position regarding the Securities and Exchange Commission’s (“SEC”) request for a resetting of the date for the trial of this case. *See* ECF 376. The SEC wrote in its letter that “[t]he defendants have informed us that they do not oppose this request (the Lek Defendants have agreed, subject to the issue set forth in note 1, below).” *Id.* at 1.

To be clear, the Lek Defendants are ready to try this case beginning July 22. That being said, as a matter of courtesy to opposing counsel, we have informed the SEC that, while we are prepared to move forward with the trial as scheduled, we do not object to the request to reschedule the trial to the dates set forth in their letter.

As to the dates proposed by the SEC, the Lek Defendants informed the SEC that their experts have trials scheduled in mid-November and early December that may make them “unavailable to testify when the Lek Defendants are putting on their defense. If you would agree to allow them to testify when they are available, then we would not object to the November 12 or 18 start dates.” The SEC responded that it was “willing to make reasonable accommodations for your expert witnesses’ availability, such as testifying out of order, in light of their other trial obligations.”

Respectfully submitted,

/s/ Steve Dollar

Steve Dollar
cc: All Counsel of Record